10-(8-04

Berenson



OIPE TRANSMITTAL	Application Number	10/762,210
/ /	Filing Date	January 20, 2004
/ Š\ FORM	First Named Inventor	Ronald J. Berens
OCT 1 5 2004 To be used for all correspondence	Art Unit	1645
after initial filing)	Examiner Name	
after initial filing)	Attorney Docket No.	980034.417C5
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ENCLO	DSURES (check all that ap	ply)
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E	NCLOSURES (check all that apply)
Fee Transmittal Form Fee Attached Amendment/Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement; Form PTO-1449 (7 Sheets) Cited References Certified Copy of Priority Document(s) Response to Missing Parts under 37 C.F.R. 1.52 or 1.53 Response to Missing Parts/Incomplete Application	□ Drawing(s) □ Request for Corrected Filing Receipt □ Licensing-related Papers □ Petition □ Petition □ After Allowance Communication to Technology Center (TC) □ Petition to Convert to a Provisional Application □ Appeal Communication to Board of Appeals and Interferences □ Power of Attorney, Revocation, Change of Correspondence Address □ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) □ Statement under 37 CFR 3.73(b) □ Proprietary Information Status Letter □ Terminal Disclaimer □ Request for Refund □ Request for Refund □ After Allowance Communication to Technology Center (TC) □ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) □ Proprietary Information Status Letter □ Return Receipt Postcard □ Additional Enclosure(s) (please identify below):
SIGNATUS	DE OF ADDITIONS ATTORNEY OF AGENT

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT										
Individual Name	Julie A. Urvater, Ph.D., Patent Agent	Customer Number								
	Reg. No. 50,461	00500								
Signature	Mlo7)wat									
Date	October 15, 2004									

CERTIFICATE OF TRANSMISSION/MAILING

VIA EXPRESS MAIL

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: F:\Pat\PTOSB21.doc





PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ronald J. Berenson et al.

Application No. : 10/762,210

Filed : January 20, 2004

For : ACTIVATION AND EXPANSION OF CELLS

Art Unit : 1645

Docket No. : 980034.417C5

Date : October 15, 2004

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:

In accordance with 37 CFR 1.56 and 1.97 through 1.98, applicants wish to make known to the Patent and Trademark Office the references set forth on the attached Forms PTO-1449. This application is a continuation-in-part and relies, under 35 U.S.C. § 120, on the earlier filing date of prior U.S. Patent Application No. 10/350,305, filed January 22, 2003; which is a continuation-in-part of U.S. Patent Application No. 10/187,467, file June 28, 2002; which is a continuation-in-part of U.S. Patent Application No. 10/133,236, filed April 26, 2002; which is a continuation-in-part of U.S. Patent Application No. 09/960,264, filed September 20, 2001; which is a continuation-in-part of U.S. Patent Application No. 09/794,230, filed February 26, 2001. The references listed on the attached Forms PTO-1449 were submitted to and/or cited by the Patent and Trademark Office in these prior applications and, therefore, are not required to be provided in this application. If the Examiner wishes, copies will be provided upon request.

As to any reference previously supplied, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 CFR 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Applicants believe this Information Disclosure Statement has been timely filed, however, the Director is authorized to charge any fee due by way of this Information Disclosure Statement to our Deposit Account No. 19-1090.

Respectfully submitted,

Seed Intellectual Property Law Group PLLC

Julie A. Urvater, Ph.D., Patent Agent

Registration No. 50,461

JAU:ljt

Enclosures:

Postcard Transmittal Form Form PTO-1449 (7 Sheets)

701 Fifth Avenue, Suite 6300 Seattle, Washington 98104-7092

Phone: (206) 622-4900 Fax: (206) 682-6031

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EXPRESS MALLON. EVEN 9562705US Sheet <u>1</u> of <u>7</u> U.S. DEPARTMENT OF COMMERCE ATTY. DOCKET NO. APPLICATION NO. FORM PTO-1449 (REV.7-80) PATENT AND TRADEMARK OFFICE 980034.417C5 10/762,210 OCT 1 5 2004 APPLICANTS ATION DISCLOSURE STATEMENT Ronald J. Berenson et al. INFOR (Use several sheets if necessary) FILING DATE GROUP ART UNIT January 20, 2004 1645 **U.S. PATENT DOCUMENTS** *EXAMINER FILING DATE DOCUMENT NUMBER DATE NAME CLASS SUBCLASS INITIAL IF APPROPRIATE 5,081,029 01/14/92 Zarling et al. 435 172.3 AA 435 5,190,878 03/02/93 Wilhelm 285 ΑB 5,443,983 08/22/95 Ochoa et al. 435 240.2 AC 5,470,730 11/28/95 Greenberg et al. 435 172.3 AD 69.1 5,674,704 10/07/97 Goodwin et al. 435 ΑE 654 5,735,279 04/07/98 Klaveness et al. 128 ΑF 5,804,442 09/08/98 Romet-Lemonne et al. 435 374 AG 5,858,358 01/12/99 June et al. 424 130.1 AΗ 03/30/99 293.2 5,888,807 Palsson et al. 435 Αl 5,962,319 10/05/99 435 325 Ogawa et al. ΑJ FOREIGN PATENT DOCUMENTS DOCUMENT TRANSLATION DATE COUNTRY NUMBER YES NO EP 440373 B1 04/23/97 **EPO** ΑK EP 633930 B1 04/26/00 **EPO** AL WO 97/01304 01/16/97 **WIPO** AM WO 97/05233 02/13/97 **WIPO** AN WIPO WO 97/05239 02/13/97 AO OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) "CD4+ T Cell Diversity Not Immediately Restored by Therapy," NIAID AIDS Agenda, AP August 1997, accessed on July 8, 2002. Available at http://www.niaid.nih.gov/publications/agenda/1097/page3.htm. Arenz, M. et al., "Antigen-independent in vitro expansion of T cells does not affect the T ΑQ cell receptor Vβ repertoire," J. Mol. Med. 75: 678-686, 1997. Baroja, M.L. et al., "The Anti-T Cell Monoclonal Antibody 9.3 (Anti-CD28) Provides a AR Helper Signal and Bypasses the Need for Accessory Cells in T Cell Activation with Immobilized Anti-CD3 and Mitogens," Cellular Immunology 120: 205-217, 1989. **EXAMINER** DATE CONSIDERED

* EXAMINER:

Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant(s).

FORM PTO-1449 (REV.7-80)			DEPARTMENT OF ENT AND TRADEM		ATTY. DOCKET NO. APPLICATION NO. 980034.417C5 10/762,210 APPLICANTS					
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	C)	Presenting C	ell Function	and A Rec	iprocal Decrease in Tur	mor An	tigen-R	espon	sive C	D4 ⁺ T
		Cell Activity	," The Journ	ial of Immu	mology 148(2): 648-65	5, Janu	ary 15, 1	992.		
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